

1 David Grober
davidgrober1@gmail.com
2 578 West Washington Blvd., Suite 866
Marina Del Rey, CA 90292
3 Tel. (310) 951-1110

4 Plaintiff, Pro se

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8 **UNITED STATES DISTRICT COURT**

9 **CENTRAL DISTRICT OF CALIFORNIA WESTERN DIVISION**

10 **VOICE INTERNATIONAL, INC., a**
11 **California corporation; DAVID**
12 **GROBER, an individual,**

13 **Plaintiffs,**

14 **vs.**

15 **OPPENHEIMER CINE RENTAL,**
16 **LLC, et al.**

17 **Defendants**

Case No.: 2:15-cv-08830-JAK(KS)

Joint Exhibit List and Objections

Status Conf.: Oct. 28, 2019

Time: 1:30 p.m.

Place: Courtroom 10B, First Street

1 The Court, in its Order, doc. 382, pg. 4, advised counsel to confer regarding
2 exhibits and prepare an exhibit list with non-overlapping exhibits which removes
3 any duplicate exhibits. The parties were further directed to present their objections
4 by grouping exhibits together by objection in a table and file same by October 15,
5 2019. The joint exhibit list and table of objections appear below.

6 **Statement By Plaintiff**

7 Plaintiff reached out to Defendants to confer regarding the above eight
8 different times since Oct. 7, 2019 but did not receive any response until 2:25 pm
9 today, Oct. 15th. Copies of email communication attempts are attached as Exhibit
10 A. Counsel for Voice International, Bob Lauson and Lamar Alexander, were
11 available to confer up until late morning today, but both are traveling now and
12 unavailable. As such, Plaintiff David Grober is responding to Defendants'
13 objections on his own as best he can.

14 Additionally, Plaintiffs reviewed the Federal Judicial Center's video "The
15 Patent Process: An Overview for Jurors" ([https://www.fjc.gov/publications/patent-](https://www.fjc.gov/publications/patent-process-overview-jurors)
16 [process-overview-jurors](https://www.fjc.gov/publications/patent-process-overview-jurors)) and believe it would be appropriate and helpful to play it
17 at the time preliminary instructions are read to the jury that has been selected.

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Trial Exhibit List

Ex. # ¹	Description	Stip. To Authen.	Stip. To Admiss	Date Identif ied	Dated Admitted
2	Oppenheimer Depo Ex. 2				
3	Oppenheimer Depo Ex. 3				
4	Oppenheimer Depo Ex. 4				
6	Oppenheimer Depo Ex. 6				
8	Oppenheimer Depo Ex. 8				
9	Oppenheimer Depo Ex. 9				
10	Oppenheimer Depo Ex. 10				
14	Oppenheimer Depo Ex.14				
16	Oppenheimer Depo Ex. 16				
17	Oppenheimer Depo Ex.17				
18	Oppenheimer Depo Ex.18				
19	Oppenheimer Depo Ex.19				
20	Oppenheimer Depo Ex.20				
21	Oppenheimer Depo Ex.21				
22	Oppenheimer Depo Ex.22				
23	Oppenheimer Depo Ex.23				
24	Oppenheimer Depo Ex.24				
25	Oppenheimer Depo Ex.25				
26	Oppenheimer Depo Ex.26				
27	Oppenheimer Depo Ex.27				
28	Oppenheimer Depo Ex.28				
29	Oppenheimer Depo Ex.29				

¹Exhibit #s 1-87 correspond to deposition exhibits in accordance with L.R. 16-6.1

1	30	Oppenheimer Depo Ex.30				
2	31	Oppenheimer Depo Ex.31				
3	32	Oppenheimer Depo Ex.32				
4	33	Oppenheimer Depo Ex.33				
5	34	Oppenheimer Depo Ex.34				
6	35	Oppenheimer Depo Ex.35				
7	36	Oppenheimer Depo Ex.36				
8	37	Oppenheimer Depo Ex.37				
9	38	Oppenheimer Depo Ex.38				
10	39	Oppenheimer Depo Ex.39				
11	40	Oppenheimer Depo Ex.40				
12	41	Oppenheimer Depo Ex.41				
13	42	Oppenheimer Depo Ex.42				
14	43	Oppenheimer Depo Ex.43				
15	44	Oppenheimer Depo Ex.44				
16	45	Oppenheimer Depo Ex.45				
17	46	Oppenheimer Depo Ex.46				
18	47	Oppenheimer Depo Ex.47				
19	48	Oppenheimer Depo Ex.48				
20	49	Oppenheimer Depo Ex.49				
21	51	Dann Depo Ex. 51				
22	52	Dann Depo Ex.52				
23	53	Dann Depo Ex. 53				
24	54	Dann Depo Ex. 54				
25	55	Dann Depo Ex. 55				
26	56	Dann Depo Ex.56				
27	57	Dann Depo Ex. 57				
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58	Dann Depo Ex. 58				
60-1	Dann Depo Ex.60-1				
60-2	Dann Depo Ex.60-2				
62	Dann Depo Ex. 62				
63	Dann Depo Ex.63				
64	Dann Depo Ex. 64				
65	Dann Depo Ex. 65				
65-4	Dann Depo Ex.65-4				
67	Dann Depo Ex. 67				
68	Dann Depo Ex. 68				
69	Dann Depo Ex. 69				
71	Dann Depo Ex. 71				
72	Dann Depo Ex.72				
73	Dann Depo Ex. 73				
74	Dann Depo Ex. 74				
75	Dann Depo Ex.75				
76	Dann Depo Ex. 76				
77	Dann Depo Ex. 77				
78	Dann Depo Ex. 78				
79	Dann Depo Ex. 79				
80	Dann Depo Ex. 80				
86	Dann Depo Ex. 86				
87	Dann Depo Ex. 87				
88	Certified Copy of Patent				
89	TE Grober History & Awards				
90	TE_DG 10909-10936-P's Damages Report-1				
91	TE_MH Transport				

1	92	TE_MPM-PH Advertising				
2	93	TE_VI-MPM Checks 2000-2008 DG 15182-15407				
3	94	TE_VI-MPM Checks 2008-2015 DG 03266 – 3359				
4	95	TE_DG 1899-1975 ST#8224 cks_77pgs				
5	96	TE_OPEL Invoices 2006-2010_DG 9443-9471				
6	97	TE_All of Oppenheimer's Production. 00001- ~00624.				
7	98	TE_All of Tom Smith's TS documents. ~001-061				
8	99	TE_All of Klein Sr.'s documents ~ KSR 01-43				
9	100	TE_All of John Dann's documents. JD0001-0081				
10	101	TE_OPELS's documents. OPEL 001-469				
11	102	TE_OPEL-OPP Inv to Norway				
12	103	TE_FedEx Opp-SE DG 9944-9945.				
13	104	TE-Mako-1. cv-08604-JZ. Dkt #'s 227,228,229,230, 233,254,255,380,381,392, 393,399,401,402,410,413				
14	105	TE -Mako-2. cv-08830-JAK Dkt #'s 55,56,65,68,69,78,85,113,118, 126,129,134,138,139,141,142, 157,159,162, 175, 201, 205,207,215,220,221,222, 228,230,249-255, 267, 268-270, 275-278, 307.				
15	106	TE_Klein develop MH & Purchases_178 pgs Comms & Inv.				
16	107	TE_CAFB Briefs_M1-Markman.pdf				
17	108	TE_Declarations and Discovery responses.pdf				
18	109	TE_DG PH development_drawgs comms.pdf				
19	110	TE_Pictures of PH developmnt.pdf				
20	111	TE_PH Dev Engineers & DG with PH's.pdf				

1	112	TE_SW's drawings & Ligi. 104 pgs.pdf				
2	113	TE_SW emails Sr- Smith+ctrcts.pdf				
3	114	TE_SW comms with Grober.pdf				
4	115	TE MH sale to TV Globo.pdf				
5	116	TE_Dann Discovery prdctn JD 1-81.pdf				
6	117	TE_MH Infr_2008-06-10 Smith Depo MH disassembly 16 min_crt seal.mp4				
7	118	TE_MH Infr_2008-06-10 Smith Depo-MH Exam 1hr.m4v				
8	119	TE_MH Infr_2008-06-10 Smith Transcript_AM- PM+Exhbs.PDF				
9	120	TE_MH Infr_081120_Smith Expert report-2008 + Dkt 141- Ex2&3 Decl.pdf				
10	121	TE_MH Infr_180118_OP Doc 216 Court Order- MSJMotDismiss.pdf				
11	122	TE_MH Infr_180201_OP Doc 220-2 Exh B_InfringeContentns.pdf				
12	123	TE_MH Infr_MH Code from Smith.pdf				
13	124	TE_MH Infr_Smith Financial agremnts w Klein & Tutorial confirm.pdf				
14	125	TE_MH Infr_Smith's BOM- specs-pics.pdf				
15	126	TE_MH Pic on prodctn.pdf				
16	127	TE_MH use #1.pdf				
17	128	TE_MH Willfullness-1.pdf				
18	129	TE_MH Willfullness-2.pdf				
19	130	TE_MH-PH-Alaska.pdf				
20	131	TE_OPEL's Production\$\$-Inv- PriorArt.pdf				
21	132	TE_OPP Production 1-624. DG 1284 - 1898.pdf				
22	133	TE_PH Video #1_SOC_ AMPAS_Potter, etc.mp4				
23	134	TE_PH Video #2_Mammals & Hexapod.mp4				

1	135	TE_Dann's email set where where discovered M2 rentals.				
2	136	TE_MH-PH com clients_Du-Sop-Blu .pdf				
3	137	TE_Klein History				
4	138	TE_Deadliest Catch & Patent suit costs.pdf				
5	139	TE_MH Willfullness-3.pdf				
6	140	TE_MH Willfullness-4.pdf				
7	141	TE_BKY docs				
8	142	TE_M2 Ex0640 DG 16033-16042 PH Contract with DC_Leah Sadallah				
9	143	2013—03-25_BK Doc 16_Notice Sale, ASSET LOCATIONS, Bill of Sale to Kleins-Dann				
10	701	0520-1 Invalidity Contentions				
11	702	170703_P's Infringement Contentions Rule 11 response				
12	703	180514 Infringement Contentions				
13	704	09579723 pfh				
14	705	25596019--1884				
15	706	60136756				
16	707	90014342 pfh reex2				
17	708	95000092 pfh reex1				
18	709	Apps dtic mil Hartmann				
19	710	BidAssigned				
20	711	Bos				
21	712	Claim 4 Voice Intl				
22	713	Claim 5 Grober				
23	714	Description				
24	715	Docket				
25	716	Docket 1 st lawsuit				

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717	Duckworth				
718	Figs dtk141-3				
719	Final report 9.5.2014				
720	Hartmann				
721	Hollandse				
722	Invalidity Contentions 031122335405				
723	Makohead video				
724	Noninfringement				
725	Ntrl-ntis-gov-Hartmann				
726	Ntrl-ntis-gov-Wessling				
727	Ntrl-ntis-gov-West				
728	Ntrl-nasa-gov-Wessling				
729	Ntrl-nasa-gov-west				
730	Objection				
731	Oceanic production register of officers				
732	OL1810				
733	OPEI resolution 15Feb2015				
734	OPEL01798-03463				
735	OPEL03717-03771				
736	Order approving sale				
737	Order claim grober				
738	Order claim voice int'l				
740	Order denying rescheduling				
743	Response to motion to prevent sale				
744	Restoration				
745	Table.h				
746	Tijmsma				

1	747	TilSen40.c				
2	748	Tom Smith Depo trans				
3	749	Tom Smith Expert report				
4	750	Trustee Bill of Sale				
5	751	UF Wessling				
6	752	UF West				
7	753	US3936716				
8	754	US3986092A				
9	755	US66115662				
10	756	Voyager db erau edu Hartmann				
11	757	Welch				
12	758	Wessling				
13	759	West				
14	760	West Nasa				
15	761	WO9904224A1				
16	762	mc53.c				
17	763	mc53.cod				
18	764	mc53.err				
19	765	mc53.HEX				
20	766	mc53.LST				
21	767	mc53.PJT				
22	768	mc53.sta				
23	769	mc53.SYM				
24	770	mc53.tre				
25	801	Opp 001 – 0139				

Joint Objection Table

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Other

These Exhibits are not admissible for the following reasons: they are duplicative of lower numbered exhibits.

722 = 701

728 = 726

729 = 727

731 = part of 73

739 = 736

741 = 737

742 = 738

749 = 120

750 = 62

755 = 88

801 = 97

722,

728,

729,

731,

739,

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750,

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801

Pltf

Def

722 and 701 are different contentions. 726 and 728 are different. 729 and 727 are different. 731 is complete and current. 750 and 62 are different in arrangement. 739 will be deleted, as it is the same as 736. 749 is a part of 120. 120 is compilation of several separate documents. 741 will be deleted because it is the same as 737. 742 will be deleted because it is the same as 738. 755 is a text searchable version of the patent, which is different from 88.

<p>FRE 401, 403 These numbered Exhibits are not relevant evidence as defined by Federal Rule of Evidence 401 and thus are inadmissible under Federal Rule of Evidence 402</p>	<p>6, 8, 9, 18, 19, 20, 22, 25, 46, 52-58, 60, 64- 67, 74- 79, 86, 87, 90- 96, 102- 107, 109- 115, 118, 119, 123- 130, 133-141</p>		<p>Pltf</p> <p>Please see attached Exhibit B</p> <hr/> <p>Def</p>	
<p>FRE 801, 802 These numbered Exhibits are out-of-court statements offered for their truth and therefore inadmissible hearsay.</p>	<p>46, 52, 53, 55, 56, 57, 60, 64- 67, 74- 79, 86, 87, 91- 96, 103, 106, 109- 115, 118, 119, 129- 130, 133, 135, 136, 138, 140</p>		<p>Pltf</p> <p>Please see attached Exhibit C</p> <hr/> <p>Def</p>	

<p>The following Exhibits are not exhibits, but rather are voluminous compilations of materials that should be separated as exhibits.</p>	<p>97-101, 108, 131, 132</p>		<p>Pltf</p> <p>Each of the exhibits 97-101, 131 and 132 is a set of documents produced as a group by a single person or entity. Exhibit 108 is a compilation of related documents making up one exhibit.</p> <hr/> <p>Def</p>	
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Respectively Submitted,

DATED October 15, 2019

By: /David Grober
David Grober
In Pro Per

Dated: October 15, 2019

Respectfully submitted,
MARK YOUNG, P.A.

By: s/Mark J. Young
MARK J. YOUNG